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03945 U.S. PTO  
10/679466



15915 U.S. PTO  
100703

Date: OCT 07 2003

Docket No.: 0234-0470P

## MS PATENT APPLICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a divisional application under 37 C.F.R. § 1.53(b) of pending prior Application No. 10/106,373 filed on March 27, 2002, the entire contents of which are hereby incorporated by reference,  
by

Kiyoshi TAKEUCHI, Shigeki UEHIRA, Mario AOKI, Jun OGASAWARA, Yasuhiro SHIMADA, Seiji ICHIJIMA, Yasuaki DEGUCHI, Naoto MATSUDA, Akiro IKEDA, Hisashi MIKOSHIBA, Masaharu SUGAI and Taiji KATSUMATA

for

DYE-FORMING COUPLER, SILVER HALIDE PHOTOGRAPHIC LIGHT-SENSITIVE MATERIAL AND AZOMETHINE DYE COMPOUND

1. ☒ Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).

2. ☒ The filing fee has been calculated as follows:

|                                                                 |                 |                 | LARGE ENTITY    | SMALL ENTITY  |
|-----------------------------------------------------------------|-----------------|-----------------|-----------------|---------------|
| BASIC FEE                                                       |                 |                 | \$770.00        | \$385.00      |
|                                                                 | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE FEE        | RATE FEE      |
| TOTAL<br>CLAIMS                                                 | 28-20 =         | 8               | x 18 = \$144.00 | x 9 = \$0.00  |
| INDEPENDENT<br>CLAIMS                                           | 8-3 =           | 5               | x 86 = \$430.00 | x 43 = \$0.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT<br>CLAIMS PRESENTED |                 |                 | + \$290.00      | + \$145.00    |
| TOTAL                                                           |                 |                 | \$1,344.00      | \$0.00        |

3. ☒ A check in the amount of \$1,344.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☐ Enclosed is/are \_\_\_\_\_ (\_\_\_\_) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. 10/106,373 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 6b. ☐ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to Fuji Photo Film Co., Ltd..
8. ☐ A Preliminary Amendment is enclosed.
- 9a. ☒ Priority of Application No(s). 2001-298521, 2001-298660, 2001-299685 and 2001-097656 filed in Japan on September 27, 2001, September 27, 2001, September 28, 2001 and March 29, 2001 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on August 18, 2003.

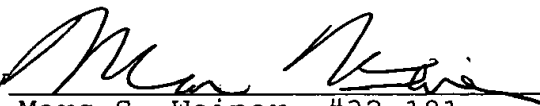
- 9b. ☐ Priority of International Appln. \_\_\_\_\_ filed on \_\_\_\_\_  
under the Patent Cooperation Treaty and \_\_\_\_\_  
Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35  
U.S.C. § 120 and/or § 119 are hereby reclaimed.
10. ☒ An Information Disclosure Statement and PTO-1449  
form(s) are attached hereto for the Examiner's  
consideration.
11. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
  
or  
Customer No. 02292
12. ☐ An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_  
has been submitted in parent Application No. 10/106,373  
in order to establish co-pendency with the present  
application.
13. ☐ Also enclosed herewith is the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If necessary, the Commissioner is hereby authorized in this,  
concurrent, and future replies, to charge payment or credit any  
overpayment to Deposit Account No. 02-2448 for any additional  
fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17;  
particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
\_\_\_\_\_  
Marc S. Weiner, #32,181

MSW/sh  
0234-0370P

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Attachment(s)